

**IN THE UNITED STATES DISTRICT COURT
FOR THE WESTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

ENBRIDGE ENERGY, LIMITED
PARTNERSHIP, ENBRIDGE ENERGY
COMPANY, INC., and ENBRIDGE
ENERGY PARTNERS, L.P.,

Plaintiffs,

v.

GRETCHEN WHITMER, the Governor of
the State of Michigan in her official capacity,
DAN EICHINGER, Director of the
Michigan Department of Natural Resources
in his official capacity,

Defendants.

Case No. 1:20-cv-01141

Hon. Robert J. Jonker

**PLAINTIFFS' MOTION TO LIFT
THE STAY AND PROCEED WITH
SUMMARY JUDGMENT**

Plaintiffs (“Enbridge”) move to immediately lift the stay of proceedings so the Court may consider and decide Enbridge’s motion for summary judgment. As explained in the accompanying Brief in Support, now that the Sixth Circuit has affirmed this Court’s order denying Defendants’ claim of sovereign immunity, there are no obstacles to promptly resolving this litigation and ending Defendants’ ongoing threats to the continued operation of Enbridge’s international pipeline.

Pursuant to Local Rule 7(c), Enbridge reached out to counsel for Defendants on April 25, 2025 to ascertain whether they will oppose the motion. The parties conferred but were unable to reach an agreement. Counsel for Defendants maintain that their clients oppose this motion.

Dated this 25th day of April, 2025

Respectfully submitted,

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CERTIFICATE OF SERVICE

I hereby certify that on April 25, 2025, the foregoing motion was served on all parties of record via the ECF filing system.

s/ Alice E. Loughran .
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